

08-18-00180-CR

NO. 08-18-00180-CR

IN THE EIGHTH COURT OF APPEALS  
FOR THE  
EIGHTH SUPREME JUDICIAL DISTRICT OF TEXAS

FILED IN  
8th COURT OF APPEALS  
EL PASO, TEXAS  
4/4/2019 4:17:11 PM  
ELIZABETH G. FLORES  
Clerk

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MARIO ERNESTO MARTELL,

Appellant.

vs.

THE STATE OF TEXAS,

Appellee.

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On Appeal in Cause No. 990D03958  
In the CRIMINAL DISTRICT COURT ONE  
El Paso County, Texas  
The Hon. DIANE NAVARRETE, Judge Presiding

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SECOND MOTION FOR EXTENSION OF TIME  
TO FILE APPELLANT'S BRIEF

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TO THE HONORABLE COURT OF APPEALS:

COMES NOW MARIO ERNESTO MARTELL, Appellant, and files his second motion requesting an extension of 30 days within which to file the Appellant's Brief. In support of this motion, Appellant would show the Court the following:

## **I.**

On August 19<sup>th</sup>, 1999, Appellant was indicted for POSS MARIJ<=50LBS>5LBS in the Criminal District Court Number One of El Paso County. Appellant was sentenced to the Texas Department of Criminal Justice under deferred adjudication. Thereafter, on September 12, 2018, Appellant was adjudicated to a suspended sentence, Hon. Diane Navarrete, Judge Presiding. Appellant's revocation attorney was Maya I. Quevedo Stevenson, 500 E. San Antonio Suite 501, El Paso, TX, 79901.

## **II.**

On October 10<sup>th</sup>, 2018, Appellant filed his Notice of Appeal. The Appellant's brief is due April 6<sup>th</sup>, 2019. Appellant respectfully requests an extension of thirty days, that is, until May 5<sup>th</sup>, 2019. Only one prior extension of time has been requested or granted.

## **III.**

Appellant's request for an extension is based upon the following facts:

1. The undersigned attorney is responsible for litigation support and research for the El Paso County Public Defender's Office. In this role, Counsel addresses numerous legal issues as trial counsel that arise on short notice.
2. Counsel for Appellant also has primary responsibility for four (4) cases

that are set for jury trial in the month of April.

In light of the above matters, and in order to adequately and effectively discharge her responsibilities to the Appellant, the undersigned counsel respectfully requests a 30-day extension of time in order to properly prepare and present the brief for the Appellant.

WHEREFORE, Appellant and the undersigned counsel pray that the Court grant this motion and extend the deadline for filing the brief for Appellant to May 5<sup>th</sup>, 2019.

Respectfully submitted,

EL PASO COUNTY PUBLIC DEFENDER

BY: /s/ Maya I Quevedo Stevenson  
MAYA I. QUEVEDO STEVENSON  
Deputy Public Defender  
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THE STATE OF TEXAS       §  
  §  
COUNTY OF EL PASO       §

BEFORE ME, the undersigned authority, appeared MAYA I. QUEVEDO STEVENSON, on the 4<sup>th</sup> day of April, 2019, and who, being by me duly sworn, did depose and state on his oath:

"My name is MAYA I. QUEVEDO. I am the Attorney for Appellant in the above styled and numbered document, and the above stated facts are true and correct and within my personal knowledge."

BY: \_\_\_\_\_

MAYA I. QUEVEDO STEVENSON

SUBSCRIBED AND SWORN TO BEFORE ME this 4<sup>th</sup> day of April, 2019.



Blanca E. Flores  
NOTARY PUBLIC, State of Texas  
My Commission expires:

**CERTIFICATE OF SERVICE**

I, MAYA I. QUEVEDO, certify that a true and correct copy of the foregoing instrument has been e-mailed to the District Attorney's Office at [DAAppeals@epcounty.com](mailto:DAAppeals@epcounty.com) and mailed to Appellant MARIO ERNESTO MARTELL on this the 4<sup>th</sup> day of April, 2019.

BY: /s/ Maya I Quevedo Stevenson  
MAYA I. QUEVEDO STEVENSON